

Dec 22, 2017

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

APPROXIMATELY \$50,000.00 U.S.
CURRENCY,

Defendant,

and

TRAVIS WOODRUFF and SHAWN
McGINNIS,

Claimants.

NO: 2:17-CV-263-RMP

ORDER GRANTING MOTION FOR
ENTRY OF FINAL ORDER OF
FORFEITURE

Plaintiff, the United States of America, alleged in a Verified Complaint for Forfeiture *In Rem* that the Defendant currency captioned above is subject to forfeiture to the United States pursuant to 21 U.S.C. § 881. ECF No. 1.

The Court has jurisdiction over this matter by virtue of 28 U.S.C. §§ 1345 and 1355. Venue is proper pursuant to 28 U.S.C. § 1355.

ORDER GRANTING MOTION FOR ENTRY OF FINAL ORDER OF
FORFEITURE ~ 1

1 The Defendant property being sought for forfeiture is described as
2 approximately \$50,000.00 U.S. currency seized on or about March 17, 2017.

3
4 On August 9, 2017, the United States Marshals Service executed and filed
5 the Warrant of Arrest *In Rem* with the Court. ECF No. 5.

6 In accordance with Fed. R. Civ. P. Rule G(4)(a)(iv)(C), Supplemental Rules
7 for Admiralty or Maritime Claims and Asset Forfeiture Actions, notice of civil
8 forfeiture was posted on an official government website, www.forfeiture.gov,
9 beginning August 2, 2017, and ending August 31, 2017. ECF No. 10, 10-1, and
10 10-2. Based upon the internet publication start date of August 2, 2017, the last
11 date to file a timely claim, if direct notice was not received, was October 1, 2017.

12 On or about August 23, 2017, Shawn McGinnis was served, via regular first-
13 class mail and via certified mail, return receipt requested, with a copy of the
14 Verified Complaint for Forfeiture *In Rem* (ECF No. 1), Warrant of Arrest *In Rem*
15 (ECF No. 5), and Notice of Complaint for Forfeiture (ECF No. 6-1) at his last
16 known address. Based upon the direct notice date of August 23, 2017, his deadline
17 to file a timely claim was September 27, 2017. To date, no claim of interest has
18 been received or filed with the Court, and the time allowed for filing of his claim
19 has expired. On November 3, 2017, a Clerk's Order of Default was entered (ECF
20 No. 14).

1 On or about August 23, 2017, Travis Woodruff was served, via regular first-
2 class mail and via certified mail, return receipt requested, with a copy of the
3 Verified Complaint for Forfeiture *In Rem* (ECF No. 1), Warrant of Arrest *In Rem*
4 (ECF No. 5), and Notice of Complaint for Forfeiture (ECF No. 7-1) at his last
5 known address. Based upon the direct notice date of August 23, 2017, his deadline
6 to file a timely claim was September 27, 2017. To date, no claim of interest has
7 been received or filed with the Court, and the time allowed for filing of his claim
8 has expired. On November 3, 2017, a Clerk's Order of Default was entered (ECF
9 No. 13).

10 No claims, timely or otherwise, have been received or filed with the Court,
11 and the deadline for filing timely claims has passed.

12 It appearing to the Court that no claims, timely or otherwise, have been
13 received or filed with the Court and the deadline for filing timely claims has
14 passed;

15 **IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that:

- 16 1. Plaintiff's Motion for Forfeiture of Property Re Entry of a final Order
17 of Forfeiture, **ECF No. 17**, is **GRANTED**.
- 18 2. The Defendant property described as follows is hereby forfeited to the
19 United States of America, and no right, title, or interest shall exist in
20 any other person:
21

1 -Approximately \$50,000.00 U.S. currency seized on or about March 17,
2 2017.

3 **IT IS FURTHER ORDERED** that the United States Marshals Service shall
4 dispose of the forfeited Defendant property described herein in accordance with
5 law.

6 **IT IS FURTHER ORDERED** that the United States District Court shall
7 retain jurisdiction in the case for the purpose of enforcing or amending this order.

8 The District Court Clerk is directed to enter this Order and provide copies to
9 counsel.

10 **DATED** December 22, 2017.

11 *s/ Rosanna Malouf Peterson*
12 ROSANNA MALOUF PETERSON
13 United States District Judge
14
15
16
17
18
19
20
21